IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.503 OF 2004
IN
WRIT PETITION NO.1698 OF 2003

Smt.Parvati Shankar Gharg....Petitioner

Versus

M/s.India United Mills No.2 & Ors..Respondents

Mr.S.N.Deshpande, for petitioner
Ms. Nandini G. Menon, for Respondent No.1
Mr. Rajiv Chavan, Spl. Counsel with Mr. L.T. Satelkar
i/b.T.C.Kaushik, for Respondent No.3

CORAM: F.I. REBELLO & S.P.KUKDAY,JJ.
DATE : 29th April, 2005

P.C.:

1. Heard learned Counsel for the parties. In terms of the existing Rules the petitioner would have retired on 1st July, 2003. The petitioner has challenged the Standing Orders whereby female employees are not given extension of 3 years which the male counterparts have been given. The petition is admitted and is pending. In the meantime the Mill itself is closed down on 1st April, 2004.

2. In the light of that it may not be possible for us to grant the reliefs prayed for in the Motion. However, we see no reason as to why otherwise the petitioner who was in service and otherwise in terms of the Standing Orders she would have retired on 1st July, 2003 should be denied her terminal benefits. In the light of that the following order:-

. The Respondents are directed to pay to the petitioner all terminal benefits as and upto 1st July, 2003 within a period of 12 weeks from today. This will be subject to the final order that may be passed in the present Writ Petition.

. Motion stands disposed of accordingly.

. Certified copy expedited.

(F.I.REBELLO, J.)

(S.P.KUKDAY, J.)